

BRYAN VELAZQUEZ,

SOUTHERN DISTRICT OF NEW YORK

BRYAN VELAZQUEZ,

BRYAN VELAZQUEZ,

Plaintiff,

-V-

SOUTH AFRICAN EMPORIUM, LLC,

Defendant.

22 Civ. 7966 (JPC)

ORDER

JOHN P. CRONAN, United States District Judge:

JOHN P. CRONAN, United States District Judge:


The Complaint in this action was filed on September 18, 2022. Dkt. 1. Defendant has not appeared in this action, and the docket does not reflect whether Defendant has been served. Pursuant to Federal Rule of Civil Procedure 4(m), “[i]f a defendant is not served within 90 days after the complaint is filed, the court—on motion or on its own after notice to the plaintiff—must dismiss the action without prejudice against that defendant or order that service be made within a specified time.” Fed. R. Civ. P. 4(m).

Plaintiff is ordered to file a status letter by December 23, 2022, describing (1) whether service of the summons and Complaint has been made on Defendants, and (2) if service has not been effected on Defendants, whether Plaintiff requests an extension of time to serve Defendants. If Plaintiff requests an extension of time to effect service, he shall include in her letter an explanation of why there is good cause to excuse her failure to serve Defendants within the 90-day deadline set by Rule 4(m). *See* Fed. R. Civ. P. 4(m) (“[I]f the plaintiff shows good cause for the failure, the court must extend the time for service for an appropriate period.”). If service of the summons and Complaint has been made on Defendant, Plaintiff must file proof of service on the docket no later than December 23, 2022. Failure to comply may result in an order dismissing the

case for failure to prosecute.

SO ORDERED.

Dated: December 20, 2022
New York, New York



JOHN P. CRONAN
United States District Judge